IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1820 OF 2006.
IN
FIRST APPEAL ST.NO.7755 OF 2006.

Kalyan Dombivli Municipal Corporation
and another. ... Applicants.
Versus.
Sham Savalaram Patil & others. ... Respondents.

Shri Kumthekar i/by Shri A.S.Rao for the Applicants.

CORAM : ABHAY S.OKA, J.

DATED : 23rd February, 2007.

P.C.:

1. Heard the Advocate for the parties. Affidavit of the Respondent is taken on record. In view of the averments made in the Application, sufficient cause is made out for condonation of delay. However, the Respondents will have to be compensated by ordering payment of costs.

2. Application is allowed in terms of prayer clause (a) subject to condition of the Applicant paying costs of Rs.7500/- to the Respondents within a period of eight weeks from today. Payment of costs will be a condition precedent.

Judge.